(P) (3)

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IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH

WRIT PETITION NO. 2862 / 2003.

PETITIONER : Pramod Kumar Shandilya
Aged about 45 years
S/o Shri B.D. Shandilya
Resident of Tahsildar's quarter, Police Line, Bemetara, Distt : Durg (CG).

P. R. No. 2862/03
Presented by Shri Alok Shukla
dated 09.09.03

VERSUS

RESPONDENTS :

1. State of Chhattisgarh
Through The Secretary
Department of Revenue,
D.K.S. Bhawan, Mantralaya,
Raipur (CG)

2. The Collector
Durg, Distt : Durg (CG)

3. Shri Sharif Mohammed
Tahsildar, Korba
Distt : Korba (CG)

शपथ आयुक्त
एस.के शुक्ला
बिलासपुर (छ.ग.)
09/9/03
बिलासपुर तहसील कोर्ट

WRIT PETITION UNDER ARTICLE 226 & 227 OF THE CONSTITUTION OF INDIA

XI-HC-22

(59)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP No. 2862/03 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	15/9/2003 Shri Shailendra Shukla for the petitioner. Shri Ranbir Singh, Govt. Advocate, for the State on advance copy. By this writ petition under Article 226/227 of the Constitution of India, the petitioner seeks to challenge the order dated 30/8/2003 by which he has been transferred from tehsil Bemetra district Drug to tehsil Antagarh district Kanker. The petitioner's main grievance is that he has been subjected to frequent transfers. In last two years, he has been transferred four times. On 8/5/2001, the petitioner was posted at sub-tehsil, Farasgaon, thereafter vide order dated 6/11/2001 he was allocated to State of Madhya Pradesh and was posted at tehsil Gadarwara and thereafter on 24/9/2002 on final allocation to the State of Chhattisgarh he was posted as Tehsildar-Bemetra, fromwhere he has been transferred to tehsil Antagarh vide the impugned order.	

[पीछे देखिये

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

Learned counsel for the petitioner submits that the children of the petitioner are studying at Bemetra and on account of this frequent transfer in the mid session the children are to be transferred from Bemetra to Antagarh. He further submits that vide the impugned order alongwith the petitioner another person namely S.R. Mahilang has also been transferred to tehsil Antagarh district Kanker whereas there is only one post at Antagarh and contrary to Land Revenue Code the petitioner as well as S.R. Mahilang (two persons) have been posted on one post.

Having heard the learned counsel for the parties, having regard to the facts and circumstances of the case and having regard to the fact that the petitioner has been transferred within one year of his previous transfer, moreover two persons have been posted on one post at tehsil Antagarh, the petitioner is allowed to make a fresh representation to respondent no.1 within a period of ten day raising all his grievances and difficulties. Respondent no.1/Secretary, Department of Revenue, will consider the representation of the

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक ..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

petitioner in an objective manner and decide the same within a period of thirty days, from the receipt of the representation, by a reasoned order after taking into consideration all the grievances raised by the petitioner. Till the decision on the representation, the petitioner should not be relieved, if he is not already relieved from the post.

With the aforesaid observations, this petition is disposed of.

In view of the above, M.W.P. No.2618/03 and I.A. No.8561/03 stand disposed of.

Sd/-
L.C. Bhadoo
Judge

[पीछे देखिये